ESTTA Tracking number:

ESTTA100216 09/20/2006

Filing date:

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91171120
Party	Defendant Oralogix Corporation Oralogix Corporation 8011 Stenton Avenue Wyndmoor, PA 19038
Correspondence Address	JOHN J. O'MALLEY VOLPE AND KOENIG, P.C. SUITE 1600 30 S. 17TH STREET PHILADELPHIA, PA 19103  jjo@volpe-koenig.com, ptomail@volpe-koenig.com
Submission	Stipulated/Consent Motion to Extend
Filer's Name	John J. O'Malley
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Signature	/John J. O'Malley/
Date	09/20/2006
Attachments	Motion for a Sixth Extension of Time for Applicant to File an Answer.pdf ( 2 pages )(83604 bytes )

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Trademark Opposition of

Mark:

**ESPRI** 

Appln. No.:

78/536,986

Opposition No. 91171120

Date: September 20, 2006

3M ESPE AG,

Opposer,

vs

Oralogix Corporation,

Applicant.

## CONSENTED MOTION FOR A SIXTH EXTENSION OF TIME FOR APPLICANT TO FILE AN ANSWER TO NOTICE OF OPPOSITION

Trademark Trial and Appeal Board U.S. Patent and Trademark Office P.O. Box 1451 Alexandria, VA 22313-1451

Sir:

Applicant, Oralogix Corporation, hereby seeks its sixth Extension of Time in this matter, to file an Answer to Opposer, 3M ESPE AG's Notice of Opposition, which is due on September 20, 2006.

In accordance with Rule 310.03(c) of the Trademark Trial and Appeal Board Manual of Procedure, Applicant, by and through its attorneys, requests that the

Certificate of Filing and Service

I hereby certify that this correspondence is being filed online via ESTTA to: Trademark Trial and Appeal Board, P.O. Box 1451, Alexandria, VA 22313-1451, on September 20, 2006.

I further certify that this correspondence is being deposited with the U.S. Postal Service as First Class Mail in an envelope addressed to Timothy M. Kenny, Esquire, Fulbright and Jaworski, L.L.P., 600 Congress Avenue, Suite 2400, Austin, TX 78701-2978 on September 20, 2006.

Date of Signature

John J. O'Malley .

Page 2 of 2

Board grant an extension of time to file an Answer to the Notice of Opposition in the above-identified matter. The extension of time is requested pursuant to a stipulation of counsel for Applicant, John J. O'Malley and Joshua B. Ryan and by counsel for Opposer, Timothy M. Kenny, Esquire, who conferred by telephone on September 18, 2006, and agreed that the time to file Applicant's Answer is to be extended for a period of two (2) weeks. Therefore, Applicant and Opposer hereby agree that the time for Applicant to file an Answer to the Notice of Opposition is extended until October 4, 2006.

Accordingly, the parties request favorable action on this Motion.

Respectfully submitted,

ORALOGIX CORPORATION

John J. O'Malley

Volpe and Koenig, P.C. United Plaza, Suite 1600 30 South 17<sup>th</sup> Street Philadelphia, PA 19103 Phone: 215 568-6400

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Attorneys for Applicant